Misc. App. No. 1795 of 2006
IN
C482 No. 774 of 2001
(Old No. 5319 of 2000)

Hon'ble P. C. Pant, J.

Learned counsel for the parties are present.

Learned counsel for the parties state that the proceedings had arisen out of the matrimonial dispute, which is already amicably settled between them.

It is further stated that the petition has become infructuous.

In the circumstances, criminal misc. application No. 1795 of 2006, moved by the parties to quash the criminal proceedings of criminal case No. 750 of 1998, in view of the affidavits filed by Virendar Kumar Joshi and Vidyawat Joshi (in support of the application), the petition under Section 482 Cr.P.C. deserves to be allowed. (Reliance is placed on principle of law laid down in B.S. Joshi Vs. State of Haryana 2003 S.C.C. (Criminal) 848).

The petition under Section 482 Cr.P.C. is allowed and the proceedings in criminal case No. 750 of 1998, Vidyawati Joshi Vs. Virendra Joshi, pending before Chief Judicial Magistrate, Pauri, are accordingly quashed.

(P.C. Pant., J.)

Dt: 18.11.06
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